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PATENT
Attorney Docket 44921-5028-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Darci T. HORNE *et al.*)
Application No. 09/880,107) Art Unit: Not Assigned
Filed: August 8, 2001) Examiner: Not Assigned
For: GENE EXPRESSION PROFILES)
IN LIVER CANCER)

PRELIMINARY AMENDMENT

Prior to examination, please amend this application as follows:

IN THE CLAIMS:

. Please amend claims 22, 37, 39 and 44 as follows:

A1

--22.(amended) A composition according to claim 17, wherein the oligonucleotides are attached to a solid support.--

A2

--37. (amended) A computer system of claim 31, further comprising records including descriptive information from an external database, which information correlates said genes to records in the external database.--

A3

--39. (amended) A method of using a computer system of claim 31 to present information identifying the expression level in a tissue or cell of at least one gene in Tables 3-9, comprising:
(a) comparing the expression level of at least one gene in Tables 3, 4, 5, 6, 8 or 3-9 in the tissue or cell to the level of expression of the gene in the database.--

A4

--44. (amended) A kit comprising at least one solid support of claim 24 packaged with gene expression information for said genes.--

REMARKS

Respectfully, no prohibited new matter has been introduced by the foregoing amendments. The amendment is made solely to remove multiple dependency from the claimset. Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a constructive petition for extension of time in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,
MORGAN, LEWIS & BOCKIUS LLP

A handwritten signature in black ink, appearing to read 'F. Pierre VanderVegt', is written over a horizontal line.

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